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2  
3 UNITED STATES DISTRICT COURT

4 DISTRICT OF NEVADA

5 \* \* \*

6 MITCHELL KEITH GOODRUM,

Case No. 3:24-cv-00069-MMD-CSD

7 Plaintiff,

ORDER

8 v.

9 NEW RIVER TOWNSHIP, et al.,

10 Defendants.

11 Pro se Plaintiff Mitchell Keith Goodrum has filed a motion requesting that this case  
12 be dismissed without prejudice so that he can refile the case after he pursues a habeas  
13 corpus petition. (ECF No. 10.) Under Federal Rule of Civil Procedure 41(a)(1), a plaintiff  
14 may dismiss an action without a court order by filing “a notice of dismissal before the  
15 opposing party serves either an answer or a motion for summary judgment.” Fed. R. Civ.  
16 P. 41(a)(1)(A)(i). Because no answer or motion for summary judgment has been filed, the  
17 Court grants Goodrum’s motion for voluntary dismissal and dismisses this action without  
18 prejudice.

19 It is therefore ordered that Goodrum’s motion to voluntarily dismiss this action  
20 without prejudice (ECF No. 10) is granted.

21 It is further ordered that this action is dismissed in its entirety without prejudice.

22 The Clerk of the Court is directed to enter judgment accordingly.

23 It is further ordered that Goodrum’s application to proceed *in forma pauperis* (ECF  
24 No. 1) is denied as moot.

25 DATED THIS 4<sup>th</sup> Day of June 2025.

26  
27 MIRANDA M. DU  
28 UNITED STATES DISTRICT JUDGE

